

The court incorporates by reference in this paragraph and adopts as the findings and orders of this court the document set forth below. This document was signed electronically on November 7, 2018, which may be different from its entry on the record.

IT IS SO ORDERED.

Dated: November 7, 2018




ARTHUR I. HARRIS
UNITED STATES BANKRUPTCY JUDGE

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF OHIO

In re:)	Case No. 17-17361
)	
RICHARD M. OSBORNE,)	Chapter 11
)	
Debtor.)	Judge Arthur I. Harris

EVIDENTIARY HEARING SCHEDULING ORDER

On November 6, 2018, the Court held a hearing on the motion of creditor First National Bank of Pennsylvania for relief from stay and abandonment as to the real property located at 7020 Williams Road in Concord Township, Ohio (“Williams Road property”) (Docket No. 49), the debtor-in-possession’s response (Docket No. 66), the debtor-in-possession’s motion to sell the Williams Road property free of any interest of any entity other than estate (Docket No. 100), First National Bank of Pennsylvania’s objection (Docket No. 149), and the United States Trustee’s objection (Docket No. 158). At the hearing, the parties requested an evidentiary hearing. Therefore, in order to secure the just, speedy,

and inexpensive determination of this matter, the parties are directed to comply with the following deadlines:

(1) EVIDENTIARY HEARING. An evidentiary hearing will be held at **1:00 P.M. on January 17, 2019**, in Courtroom 1A of the Howard M. Metzenbaum U.S. Courthouse, 201 Superior Avenue, Cleveland, Ohio 44114.

(2) WITNESS AND EXHIBIT LISTS. No later than **January 10, 2019**, each party will file with the Court and provide opposing counsel with a list of (i) the witnesses the party intends to call along with a statement of the issues about which each witness is expected to testify and (ii) the exhibits the party intends to introduce at the evidentiary hearing.

(3) EXHIBITS. No later than **January 10, 2019**, the parties shall deliver to chambers, but not file, three complete sets of exhibits and serve a complete set of exhibits on opposing counsel. Movant's exhibits shall be marked with numbers and respondent's exhibits shall be marked with letters.

(4) STIPULATIONS. No later than **January 10, 2019**, the parties are to file Stipulations of Fact or, in the alternative, a Joint Statement that all material facts are disputed. In addition, the parties may agree to have the matter resolved solely on the basis of their Stipulations of Fact without an evidentiary hearing. If this is

the case, the parties should so indicate in their joint stipulation, and the joint stipulations should also be submitted no later than **January 10, 2019**.

(5) BRIEFING. Any party wishing to submit additional briefing should do so no later than **January 10, 2019**.

(6) EXPERT TESTIMONY. No later than **January 10, 2019**, any party intending to present expert testimony shall comply with the disclosure requirements of Fed. R. Civ. P. 26(a)(2), made applicable to this matter under Bankruptcy Rules 7026 and 9014.

If any date indicated above creates a scheduling conflict, any party with such a conflict shall be responsible for conferring with the remaining counsel and the Courtroom Deputy, Ms. Stephanie Zelman-Thanasiu [(216) 615-4402], by **November 28, 2018**, to schedule an acceptable alternate date.

IT IS SO ORDERED.